

APPLICANTS OR PATENTEES: Michael J. Banner; Paul Bradford Blanch and Neil Russell Euliano II

FOR: "VENTILATOR MONITOR SYSTEM AND METHOD OF USING SAME"

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: THE UNIVERSITY OF FLORIDA
ADDRESS OF ORGANIZATION: 223 Grinter Hall
Gainesville, Florida 32611-5500

TYPE OF ORGANIZATION:

- ☒ University or other institution of higher education
(Name of state Florida)
(Citation of statute)
- ☐ Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))
- ☐ Non-profit scientific or educational under statute of state of the United States of America
(Name of state)
(Citation of statute)
- ☐ Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c) (3)) if it were located in The United States of America
- ☐ Would qualify as nonprofit scientific or educational under statute of state of The United States of America if it were located in The United States of America
(Name of state)
(Citation of statute)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9 (e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled "**VENTILATOR MONITOR SYSTEM AND METHOD OF USING SAME**" by inventors Michael J. Banner, Paul Bradford Blanch, Neil Russell Euliano, II, and Jose C. Principe described in the specification filed herewith.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required for each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____
ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Winfred M. Phillips

TITLE IN ORGANIZATION: Vice President of Research & Graduate Programs

ADDRESS OF PERSON SIGNING: 223 Grinter Hall, Gainesville, FL 32611-5500

SIGNATURE: Winfred M Phillips

DATE: June 29, 2000